

DATE: May 16, 2019

TO: Executive Board
Indiana State Department of Health

FROM: Eldon Whetstone *EW*
Assistant Commissioner
Health and Human Services Commission

RE: Final Adoption of the Perinatal Hospital Services Rule, 410 IAC 39, LSA# 18-416

The Indiana State Department of Health (ISDH), Maternal and Child Health program, requests the Executive Board, at the Board's May 22nd meeting, finally adopt the Perinatal Hospital Services Rule, 410 IAC 39, LSA# 18-416.

The proposed rule would establish a program regarding perinatal hospital and birth center services and the certification of levels of care for birth centers, obstetric units, neonatal units, and perinatal centers, including transport rules.

The Notice of Intent to Adopt a Rule was published in the Indiana Register on October 3, 2018 starting the one year period to adopt this rule. The Executive Board reviewed the proposed draft of this rule at the November 28, 2018 Executive Board meeting. ISDH presented the Executive Board with a second draft of the rule at the April 3, 2019 meeting. After that presentation, ISDH held a second public hearing on a version of the rule that was similar to what was presented to the Executive Board at that meeting. ISDH has made some changes to the rule based on public comment. ISDH received a significant number of comments, so there are two versions of the summary of comments and agency response documents for the first public hearing. Those documents contain the same information, but are presented differently. One version is presented by topic and one is presented by commenter. There is also a summary of comments and agency response for comments from the second public hearing.